S.B. Civil Writ Petition No.2602/06

Gopal Singh

Vs.

Director, Elementary Education & Ors.

Date of Order : 15/04/2006

Hon'ble Mr. Justice Ajay Rastogi

Mr. Jitender Mitruka, for petitioner

Instant petition has been filed against the order passed by the Service Tribunal dt.26th March, 2006 where he assailed the order of transfer dt.6th March, 2006 [Ann.1].

The petitioner is working as Physical Teacher Gr.III and was posted in Government Upper Primary School, Shakkargarh [Devgarh]. For administrative reasons, till further orders, he was transferred to Government Upper Primary School, Utharada [Khamner].

Counsel for petitioner submits that he is one of the office-bearer of the Union and when demand was raised by him as an office-bearer of the Union vide demand chart Ann.3, the respondent as a matter of revenge transferred him vide order dt.6th March, 2006 [Ann.1].

Learned Tribunal has considered all submissions made and recorded a finding that neither any malafide has been alleged nor there is any violation of statutory provisions which has been violated in passing order dt.6th March, 2006 and has also considered the other material which the petitioner has placed on record. I do not find any error in the finding recorded by the Tribunal, which is duly supported by material on record. Consequently, the writ petition stands dismissed.

[Ajay Rastogi],J.

FRB